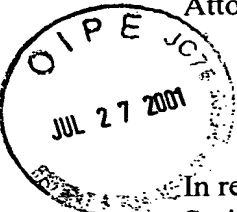


DAC #

Attorney Docket No. 9204.13

PATENT



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re: Witmer, et al.  
Serial No.: 09/840,742  
Filed: May 23, 2001  
For: METHODS FOR FACILITATING THE DESIGN AND INSTALLATION OF  
CUSTOM HOME NETWORKING SYSTEMS

July 23, 2001

Commissioner for Patents  
Washington, DC 20231

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07/30/2001 STEFFERA 00000051 09840742  
01 FC:122 -130.00 OP

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01 FC:122 -130.00 OP

**PETITION TO GRANT FILING DATE  
AND TO REFUND PETITION FEE**

CHECK R-Side Total: 0130.00

As set forth in MPEP § 506.02, Applicant hereby petitions to grant the proper filing date of April 23, 2001 rather than April 25, 2001 for the above-identified patent application. The following is enclosed as evidence of April 23, 2001 being the correct filing date under 37 C.F.R. § 1.10:

1. A copy of the Cover Sheet for the Application showing the Express Mail signature and date of April 23, 2001 on Page 2; and
2. A copy of our return post card from the United States Patent Office indicating that the application was submitted at the Patent Office on April 23, 2001 but received a filing date of April 25, 2001; and
3. Copy of PS Form 5541-C signed by a representative from the United States Postal Service dated April 23, 2001 listing Express Mailing label No. EL733093865US as an article picked up by the Postal Service on April 23, 2001.

There is no error on the part of Applicant. Accordingly, Applicant respectfully requests the granting of April 23, 2001 as the filing date.

07/30/2001 STEFFERA 00000051 09840742

01 FC:122

130.00 OP

In re: Witmer, et al.  
Serial No.: 09/09/840,742  
Filed: April 23, 2001  
Page 2

A check in the amount of \$130.00 in payment of the petition fee as set forth in 37 CFR § 1.17(h) is enclosed herewith. Because no defect existed, however, Applicant also respectfully requests refund of the petition fee.

Respectfully submitted,



Needham James Boddie, II  
Attorney for Applicant  
Registration No. 40,519



20792

PATENT TRADEMARK OFFICE

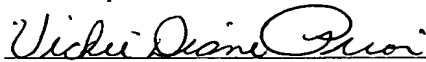
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CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner for Patents, Washington, DC 20231, on July 23, 2001.



Vickie Diane Prior

Date of Signature: July 23, 2001



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

PATENT

ATTY DOCKET NO.: 9204-13

DATE: April 23, 2001

**UTILITY PATENT APPLICATION TRANSMITTAL LETTER  
AND FEE TRANSMITTAL FORM (37 CFR 1.53(b))**

BOX PATENT APPLICATION

Commissioner for Patents

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Sir:

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Transmitted herewith for filing under 37 CFR 1.53(b) is:

- ☒ a patent application  
☐ a Continuation ☐ a Divisional ☐ a Continuation-in-Part (CIP) Application of prior application no.: \_\_\_\_\_; filed \_\_\_\_\_, the disclosure of which is hereby incorporated herein by reference in its entirety.  
☐ and claims the benefit of Provisional Application No. \_\_\_\_\_; filed \_\_\_\_\_.  
☐ A Small Entity Statement(s) was filed in the prior application; Status still proper and desired.

Inventor(s) or Application Identifier:

Don Witmer, 2006 Margot Place, San Jose, California 95125

William Skip Marsh, 175 Victoria Drive, Gilroy, California 95020

Entitled: **METHODS FOR FACILITATING THE DESIGN AND INSTALLATION OF CUSTOM HOME NETWORKING SYSTEMS**

Enclosed are:

1. ☒ Application Transmittal Letter and Fee Transmittal Form (*A duplicate is enclosed for fee processing*)
2. ☒ 32 pages of Specification (including 16 claims)
3. ☒ 6 sheets of Formal Drawings (35 USC 113)
4. ☐ Oath or Declaration
  - a. ☐ newly executed (*original or copy*)
  - b. ☐ copy from prior application (37 CFR 1.63(d) (*for continuation/divisional*) [Note Box 5 Below]
  - c. ☐ DELETION OF INVENTOR(S) (*Signed statement deleting inventor(s) named in the prior application*)
5. ☐ Incorporation By Reference (*useable if box 4b is checked*)

The entire disclosure of the prior application, from which a copy of the oath or declaration is supplied under Box 4b, is considered as being part of the disclosure of the accompanying application and is hereby incorporated by reference therein.
6. ☐ Microfiche Computer Program (*Appendix*)
7. ☐ Assignment papers (*cover sheet(s) and document(s)*)
8. ☐ Small Entity Statement(s)
9. ☐ Information Disclosure Statement, PTO-1449, and \_\_\_\_\_ references cited
10. ☐ Preliminary Amendment (*Please enter all claim amendments prior to calculating the filing fee.*)
11. ☐ English Translation Document
12. ☐ Certified Copy of \_\_\_\_\_ Application No. \_\_\_\_\_; Filed \_\_\_\_\_

In re: Witmer, et al.  
Filed: April 23, 2001

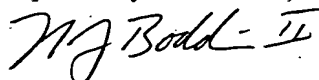
13. ☐ Sequence Listing/ Sequence Listing Diskette  
a. ☐ computer readable copy  
b. ☐ paper copy  
c. ☐ statement in support  
14. ☐ An Associate Power of Attorney  
15. ☒ Return Receipt Postcard (MPEP 503) (Should be specifically itemized)  
16. ☒ Other: Application Filed Under 37 CFR 1.41(c)

The fee has been calculated as shown below:

	Column 1 No. Filed	Column 2 No. Extra	Small Entity Rate      Fee	Large Entity Rate      Fee
BASIC FEE			\$355.00	\$ 710.00
TOTAL CLAIMS	16 - 20 =	0	x 09 = \$	x 18 = \$
INDEP CLAIMS	2 - 3 =	0	x 40 = \$	x 80 = \$
<input type="checkbox"/> MULTIPLE Dependent Claims Presented			+ 135 = \$	+ 270 = \$
If the difference in Col. 1 is less than zero, Enter "0" in Col. 2			Total \$	Total \$710.00

- ☒ A check in the amount of \$710.00 to cover the filing fee is enclosed.  
☐ A check in the amount of \$ is enclosed to cover the filing fee, PLUS the Assignment Recordation fee (\$40.00).  
☐ Please charge my Deposit Account No. 50-0220 in the amount of \$  
☒ The Commissioner is hereby authorized to credit overpayments or charge the following fees associated with this communication to Deposit Account No. 50-0220:  
a. ☒ Additional filing fees under 37 CFR 1.16 for presentation of extra claims:  
b. ☒ Additional patent application processing fees under 37 CFR 1.17.

Respectfully submitted,



Needham J. Boddie, II  
Registration No. 40,519

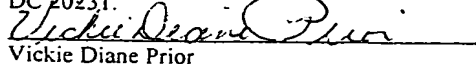
USPTO Customer Number: 20792  
Myers Bigel Sibley & Sajovec  
Post Office Box 37428  
Raleigh, North Carolina 27627  
Telephone (919) 854-1400  
Facsimile (919) 854-1401

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CERTIFICATE OF EXPRESS MAILING

Express Mail Label No. EL733093865US  
Date of Deposit: April 23, 2001

I hereby certify that this correspondence is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 on the date indicated above and is addressed to Box Patent Application, Commissioner For Patents, Washington, DC 20231.

  
Vickie Diane Prior

Date of Signature: April 23, 2001



9204-13/NJB:vp  
April 23, 2001

Commissioner for Patents  
Washington, DC 20231

Sir: Kindly acknowledge receipt of the accompanying by placing your receiving date stamp hereon and mailing:  
Re: Witmer, et al.; For: Methods for Facilitating the Design and Installation of Custom Home Networking Systems

APPLICATION TRANSMITTAL; SPECIFICATION (32 PP., 16 CLAIMS); 6 SHEETS DRAWINGS; APPLICATION FILED UNDER 37 CFR 1.41(c); \$710 CK.  
EXPRESS MAIL EL733093865US

Respectfully,  
MYERS BIGEL SIBLEY & SAJOVEC, P.A.  
Attorneys for Applicant

EL733093865US

Commissioner for Patents  
Washington, DC 20231

JC978 U.S. PTO  
09/840742  
04/25/01

9204-13/NJB:vp  
April 23, 2001

Sir: Kindly acknowledge receipt of the accompanying by placing your receiving date stamp hereon and mailing:  
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APPLICATION TRANSMITTAL; SPECIFICATION (32 PP., 16 CLAIMS); 6 SHEETS DRAWINGS; APPLICATION FILED UNDER 37 CFR 1.41(c); \$710 CK.  
EXPRESS MAIL EL733093865US

05-02-01 10:59 IN

Respectfully,  
MYERS BIGEL SIBLEY & SAJOVEC, P.A.  
Attorneys for Applicant

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**Pickup Service Statement -  
Express Mail, Priority Mail, or Parcel Post**

1. Attach Meter Strip or Stamps Here

2. Customer Name and Address (No. Street, Suite, P.O. Box, City, and State)  
MYERS, STEVEN  
111 CORNING RD STE 250  
CARY NC 27511-9238

Express Mail	Quantity
Priority Mail	Quantity
Parcel Post	Quantity

ZIP + 4 2 7 5 1 1 9 2 3 8 32

4. Custom Design Agreement

5. Method of Payment

☒ Corporate Account  
No. X276081

☐ Federal Agency Account  
No. \_\_\_\_\_

☐ Meter Strip or Stamps  
(Apply fee in Item 1 above)

CDA No. \_\_\_\_\_

**6. Express Mail Label Numbers**

Item No.	Express Mail Label Number	Item No.	Express Mail Label Number	Item No.	Express Mail Label Number
1	EL 73309 4835 US	6	EL 73309 6218 US	11	
2	EL 73309 6385 US	7		12	
3	EL 73309 3865 US	8		13	
4	EL 73309 0576 US	9		14	
5	EL 73309 0345 US	10		15	

7. Customer Signature [Signature] 8a. USPS Signature [Signature] 8b. Date of Pickup 4/23/01 8c. Time of Pickup 18:25-

PS Form 5541-C, August 1991

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